

1 BARRY J. PORTMAN
Federal Public Defender
2 MANUEL U. ARAUJO
Assistant Federal Public Defender
3 160 West Santa Clara Street, Suite 575
San Jose, CA 95113
4 Telephone: (408) 291-7753

FILED
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE, CALIFORNIA
JAN 10 2012

5 Counsel for Defendant PERDOMO-SOTO
6
7

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)
12)
Plaintiff,)
13)
v.)
14)
LUIS PERDOMO-SOTO,)
15)
Defendant.)
16

No. CR-10-00373 - RMW

**STIPULATION TO CONTINUE
SENTENCING DATE AND
~~PROPOSED~~ ORDER**

17 The parties, the United States of America, and defendant, Luis Perdomo-Soto, through their
18 respective counsel, and subject to the Court's approval, stipulate and agree that the Court move
19 the sentencing date in this case from December 12, 2011 to January 9, 2012, at 9:00 a.m.

20 Defense counsel has not completed his investigation into a factual matter raised by the
21 Presentence Report and the Government's position regarding a material fact. The additional time
22 will enable the defense to complete its investigation and potentially enable the parties to resolve

23 ///

24 ///

25 ///

26 ///

27 ///

28
STIPULATION TO CONTINUE SENTENCING DATE
AND [ORDER
No. CR-10-00373 - RMW

1 the issue without the need of an evidentiary hearing. The Probation Office has indicated to the
2 parties that the January 9, 2012, date is acceptable.

3 Dated: December 1, 2011

Respectfully submitted,

4 _____/s/
5 MANUEL ARAUJO,
6 Attorney for Defendant


7 Dated: December 1, 2011

8 _____/s/
9 EUMI CHOI,
10 Assistant United States Attorney

11 ~~[PROPOSED]~~ ORDER

12 WHEREFORE, based on the above, the COURT HEREBY ORDERS that the sentencing
13 date in the above-captioned case is moved from December 12, 2011 to January 9, 2012.

14 DATED: FGD:FF

15 
16 _____
17 RONALD M. WHYTE,
18 United States District Court Judge